

REMARKS

Claims 1-3, 6-9, and 11-21 are presently under examination. No claim amendments are included with this paper.

Enclosed herein is an additional amendment to the specification. The specification is amended to provide a listing of related US applications and to correct an error in Table I-A. No new matter was added by these amendments.

Entry of the enclosed amendment to the specification is respectfully requested.

Withdrawn Rejections

Applicants gratefully acknowledge the withdrawal of the objection to the specification and the withdrawal of the 35 U.S.C. 112, 2nd paragraph rejection of claims 10-13.

Non-statutory Double Patenting

Claims 1-3, 6-9, and 11-21 stand rejected on the basis of non-statutory obviousness-type double patenting as allegedly being unpatentable over claims 1-21 and 23 of US 6,200,968. Claims 1-3, 6-9, and 11-21 stand rejected on the basis of non-statutory obviousness-type double patenting as allegedly being unpatentable over claims 1-6 and 32-33 of US 6,660,729.

Enclosed herein is a timely filed terminal disclaimer as US 6,200,968; US 6,660,729; and the present application are all commonly owned by and assigned to Cephalon Inc. Also enclosed is the required \$280.00 fee for a large entity. Accordingly, the non-statutory double patenting rejection as applied to all pending claims is moot and withdrawal of the same is respectfully requested.

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DOCKET NO.: CP185B
Application No.: 10/718,077
Office Action Dated: October 13, 2009

PATENT

Conclusion

It is believed that the foregoing constitutes a full and complete reply to the October 13, 2009 Office Action and that claims 1-3, 6-9, and 11-21 are in condition for allowance.

A Notice of Allowance for all claims presently under examination is therefore respectfully requested.

In the event that claims 1-3, 6-9, and 11-21 are found allowable, Applicants respectfully request rejoinder of method claims 22-26, as depending from or otherwise including all of the elements of an allowable product claim.

Respectfully submitted,

Date: December 9, 2009

/ Rona A. Nardone /
Rona A. Nardone
Registration No. 55,481

Cephalon, Inc.
41 Moores Road
PO Box 4011
Frazer, PA 19355
Telephone: 610.727.6328
Telefax: 610.727.7651